

MS PETITION  
PATENT  
3319-0109P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: YANG, Pang-Lun                      Conf.:  
Appl. No.: NEW                                      Group:  
Filed: December 5, 2003                      Examiner:  
For: DISPLAY

PETITION UNDER 37 C.F.R § 1.47(b)

MS PETITION

December 5, 2003

Director of the US Patent and Trademark Office  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

This petition is for BENQ Corporation to make the application on behalf of themselves and the non-signing inventor, Pang-Lun YANG.

**1. Declaration**

Attached is a Declaration listing Pang-Lun YANG's name, residence, citizenship, and last known address, and signed by Hermit HUANG, Vice President and General Manager of BENQ Corporation.

**2. Proof of Proprietary Interest**

Attached is a copy of a worldwide Assignment document, in which Pang-Lun YANG agrees in writing to assign his rights in the present invention to BENQ Corporation. Also attached

is a verified English translation of the Assignment document.

It is noted that, in paragraph 2) of this Assignment, Pang-Lun YANG agrees to "assign all my/our rights and interests regarding the invention/new utility model/new design to: BENQ Corporation."

**3. Proof of the Pertinent Facts**

Attached is a Statement of Facts in Support of Filing on Behalf of Non-signing Inventor by Yu-Hui SUNG of the pertinent facts regarding Mr. Hong Bing CHENG's refusal to sign the Declaration. In this Statement of Facts and the accompanying Declaration, Yu-Hui SUNG sets forth that a diligent effort was made to have Pang-Lun YANG sign the Declaration, but that Pang-Lun YANG gave his express oral refusal to sign the Declaration.

**4. Proof that Action is Necessary to Preserve the Rights of the Parties or to Prevent Irreparable Damage**

The present application claims priority of Taiwanese Application No. 92102717 filed on January 30, 2003. Accordingly, a filing date is necessary to make a claim for priority under 35 U.S.C. § 119.

**5. Inventor's Last Known Address**

The inventor's last known address is as follows:

Pang-Lun YANG

3 Fl.-2, No. 2, Lane 71, Swei Rd., Wuchi Jen

Taichung, Taiwan 435, R.O.C.

6. Fee Payment (37 C.F.R. § 1.17(i))

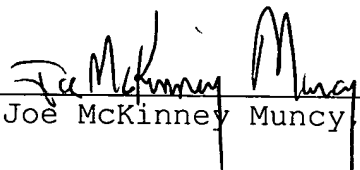
- ☒ A check in the amount of \$130.00 is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

A *bona fide* attempt is being made to comply with the provisions of 37 C.F.R. 1.47.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Joe McKinney Muncy #32,334

KM/asc  
3319-0109P  
Attachments

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